

## **NEW EXEMPTION FOR FEDERAL EARNED INCOME TAX CREDITS**

Federal earned income tax credits are now exempt under Oregon Law. Oregon's exemption statutes were amended effective January 1, 2002 to add an exemption for federal earned income tax credits. The new exemption is codified at ORS 23.160(n). The text of the new exemption is as follows:

(1) All property, including franchises, or rights or interest therein, of the judgment debtor, shall be liable to an execution, except as provided in this section and in other statutes granting exemptions from execution. If selected and reserved by the judgment debtor or the agent of the judgment debtor at the time of the levy, or as soon thereafter before sale thereof as the same shall be known to the judgment debtor, the following property, or rights or interest therein of the judgment debtor, except as provided in ORS 23.220, shall be exempt from execution:

**(n) The debtor's right to receive an earned income tax credit under the federal tax laws and any moneys that are traceable to a payment of an earned income tax credit under the federal tax laws.**